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A limited liability partnership formed in the State of Delaware

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Attorneys for Defendant
Conseco Insurance Company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

E-FILED - 11/17/06

In re CONSECO INSURANCE CO. ANNUITY
MARKETING & SALES PRACTICES LITIG.

Master File No. C-05-04726-RMW
And Related Cases

**STIPULATION AND ~~PROPOSED~~ ORDER
MODIFYING CASE MANAGEMENT
CONFERENCE ORDER**

This Document Relates To:

ALL ACTIONS.

The Parties hereto, through their respective attorneys of record, stipulate and request the Court to extend by 90 days the deadlines set forth in the Case Management Conference Order entered on August 23, 2006. Good cause exist for this request because the Parties have diligently pursued discovery, but the volume of documents to be reviewed and produced by Defendant will

1 consume another 30 to 45 days. Accordingly, the parties request the Court to adjust the Case
2 Management Order as follows:

3 The date for filing the Motion for Class Certification is changed from January 12, 2007 to
4 April 12, 2007.

5 The date for filing Defendant's Opposition to Motion for Class Certification is changed from
6 February 23, 2007 to May 23, 2007.

7 The date for filing Plaintiff's Reply to Opposition to Motion for Class Certification is
8 changed from March 16, 2007 to June 15, 2007.

9 The date for the hearing on the Motion for Class Certification is changed from March 30,
10 2007 to June 29, 2007 at 9:00 a.m.

11 The date by which all fact discovery must be completed is changed from August 17, 2007 to
12 November 16, 2007.

13 The date for simultaneous disclosure of experts is changed from August 17, 2007 to
14 November 16, 2007.

15 The last date for hearing dispositive motions is changed from September 28, 2007 to
16 January 4, 2008.

17 The date by which all expert discovery must be completed is changed from September 14,
18 2007 to December 14, 2007.

19 The date for filing the Joint Pretrial Statement is changed from October 26, 2007 to
20 January 25, 2008.

21 The date for the final Pretrial Conference is changed from November 1, 2007 to January 31,
22 2008, at 2:00 p.m. 11

23 The date for the start of the jury trial is changed from November 13, 2007 to February 12,
24 2008, at 1:30 p.m. (rmw)

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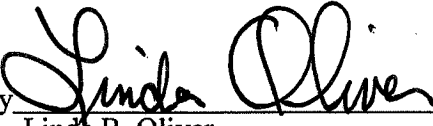
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1 In all other respects, the Case Management Order entered on August 23, 2006, remains in
2 place.

3
4 DATED: November 8, 2006.

5
6 **BAKER & MCKENZIE LLP**
REED SMITH LLP

7
8 By 
9 Linda B. Oliver
10 Attorneys for Defendant Conseco Senior Health
Insurance Company

11 DATED: November 8, 2006.

12
13 **BARRACK, RODOS & BACINE**

14
15 By 
16 Stephen R. Bassar, Co-Lead Counsel for Plaintiff

17 DATED: November ____, 2006.

18
19 **LERACH COUGHLIN STOIA GELLER**
RUDMAN & ROBBINS LLP

20
21 By _____
Theodore J. Pintar, Co-Lead Counsel for Plaintiff

22 IT IS SO ORDERED. The Case Management Conference Order is adjusted in accordance
23 with the above stipulation.

24
25 DATED: 11/17/06.

26
27 /s/ Ronald M. Whyte
28 Ronald M. Whyte, United States District Judge

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Master File No. C-05-04726

- 3 -

STIPULATION AND PROPOSED ORDER MODIFYING
CASE MANAGEMENT CONFERENCE ORDER

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2 place.

3
4 DATED: November ____, 2006.

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6 **BAKER & MCKENZIE LLP**
REED SMITH LLP

7
8 By _____
9 Linda B. Oliver
10 Attorneys for Defendant Conseco Senior Health
Insurance Company

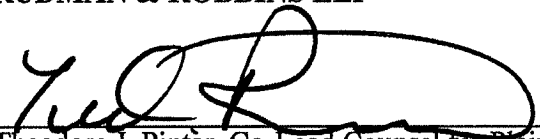
11 DATED: November ____, 2006.

12 **BARRACK, RODOS & BACINE**

13
14 By _____
15 Stephen R. Bassar, Co-Lead Counsel for Plaintiff

16 DATED: November 8, 2006.

17
18 **LERACH COUGHLIN STOIA GELLER**
RUDMAN & ROBBINS LLP

19
20 By 
21 Theodore J. Pintar, Co-Lead Counsel for Plaintiff

22 IT IS SO ORDERED. The Case Management Conference Order is adjusted in accordance
23 with the above stipulation.

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25 DATED: _____

26
27 _____
28 Ronald M. Whyte, United States District Judge

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- 3 -

**STIPULATION AND PROPOSED ORDER MODIFYING
CASE MANAGEMENT CONFERENCE ORDER**